

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 7, 2006

DIVISION ONE

B185010 People (Not for Publication)
v.
Williams

The trial court's decision denying defendant's motion to relieve his retained attorney is reversed and the matter is remanded to allow defendant to discharge his retained attorney. The jury's verdict of conviction remains in effect. The case is remanded to the superior court for the appointment or retention of new counsel and, if new counsel finds it warranted, a motion for new trial. The sentence is provisionally reversed subject to a hearing on the motion for new trial. If no new trial motion is brought, or if the trial court hears such a motion but denies it, then the sentence shall be reinstated.

Rothschild, J.

I concur: Mallano, Acting P.J.
I dissent: Vogel (Miriam A.), J. (Opinion)

DIVISION THREE

B180233 Veterinary Management Services, Inc., etc. (Not for Publication)
v.
Imaging Services, Inc., etc.

The order is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B184747 People (Not for Publication)
v.
Robinson

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION FIVE

B184092 People (Not for Publication)
v.
Anthony De Myers

The judgment is affirmed. The matter is remanded to the trial court to review the appropriate documentation concerning the date from which defendant's custody credit should be calculated, to again determine, as necessary, defendant's custody credit, and to state the basis for the court's determination.

Mosk, J.

We concur: Turner, P.J.
 Armstrong, J.

B187956 People (Not for Publication)
v.
Maurice Malone

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.
 Mosk, J.

September 7, 2006 (Continued)

DIVISION FIVE (Continued)

B185433 People (Not for Publication)
v.
Trinidad Espinoza

The case is remanded to the trial court so that sentences of 15 years to life are imposed on counts three through seven and nine. In addition, the trial court should exercise its discretion in determining whether the sentences on counts three through seven and nine should run consecutively or concurrently. The abstract of judgment should be corrected to state that on counts two and eight defendant was sentenced to consecutive sentences of 15 years to life, for a total of 30 years to life, and to state that defendant was convicted in count 11 of violating section 311.4, subdivision (c), and sentenced to two years, which sentence was stayed pursuant to section 654. In all other respects, the judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Armstrong, J.

B186792 People (Not for Publication)
v.
Thomas Baxter

The judgment is affirmed.

Armstrong, Acting P.J.

We concur: Mosk, J.
Kriegler, J.

DIVISION FIVE (Continued)

B188474 People (Not for Publication)

v.

Joseph Corry

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B186115 First Federal Bank of California (Not for Publication)

v.

Caroline R. Dadlani

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

B181478 James Murray (Not for Publication)

v.

Prafull Solanki et al.

Time for reinstatement of the appeal is long past.

Armstrong, Acting P.J.

We concur: Mosk, J.
 Kriegler, J.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

Each of the following:

B178527	People v. Carrillo
B183290	People v. Pruitt
B183570	People v. Escamilla
B183725	People v. Boykin
B183876	People v. Avena
B184419	People v. Young
B185158	People v. Daniels
B185939	People v. Ford
B186804	People v. Jones
B188836	People v. Otis
B187013	People v. Kendall J.
B187372	People v. Flores
B188293	People v. McDowell
B188373	People v. Casique
B184567	People v. Jenkins et al.,

Argument waived, cause submitted.

B1866585 People v. O'Bannon

Argument was waived but submission is deferred pending filing of supplemental briefs.

B184532 People
 v.
 Jamaal M.

Merits:

Argued by Anne Fragasso for appellant and by Ryan Smith, Deputy Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B182633 People
 v.
 Josue A.

Merits:
Argued by Lynnette Moore for appellant and by April Rylaarsdam, Deputy Attorney General for respondent. Cause submitted.

B181220 People
 v.
 Mendez et al.,

Merits:
Argued by John Colucci, Carol Lysaght and Joanne Rehm for appellants and by Erika Jackson, Deputy Attorney General for respondent. Cause submitted.

B182045 Davis
 v.
 Smart & Final et al.,

Merits:
Argued by Chikioke Ikonte for appellant and by Joseph Scudiero for respondents. Cause submitted.

B182477 Aguiar et al.,
 v.
 Cintas Corp., No. 2

Merits:
Argued by Michael Rubin for appellants and by Diane Gibson for respondent. Cause submitted.

Court recessed at 11:33 a.m.

DIVISION SEVEN (Continued)

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

B182575 Cheviot Vista Homeowners
 v.
 State Farm

Merits:
Argued by Glenn Rosen for appellant and by Clarke Holland for respondent. Cause submitted.

B184281 Valdez
 v.
 Himmelfarb

Merits:
Argued by John Jackman for appellant and by Howard Knee for respondent. Cause submitted.

B183933 Krant et al.,
 v.
 Hopper

Merits:
Argued by Donald Garrard for appellants and by John Peterson for respondent. Cause submitted.

B183955 Moghavem et al.,
 v.
 Pair

Merits:
Argued by Steven Richman for appellant and by Shelly Shafron for respondents. Cause submitted.

Court adjourned.